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#3IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hideki Nabesako et al.  
Serial No.: 10/537,570  
Filed : June 3, 2005  
For : ENCODING/TRANSMITTING APPARATUS AND ENCODING/TRANSMITTING METHOD  
Date : June 28, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

- ☒ No fee is required.
- ☐ The fee has been calculated as shown below.
- ☐ Total claims in excess of 20 previously paid for, at \$50(\$25) \_\_\_\_.
- ☐ Independent claims in excess of 3 previously paid for, at \$200 (\$100) \_\_\_\_.
- ☐ Additional Fee for this Amendment \_\_\_\_.
- ☐ This response is being filed within the \_\_\_\_ first month, \_\_\_\_ second month, \_\_\_\_ third month, \_\_\_\_ fourth month, \_\_\_\_ fifth month following the expiration of the term originally set therefor. Applicants Petition for an extension, and the fee of \_\_\_\_ \$110 (\$55), \_\_\_\_ \$430 (\$215), \_\_\_\_ \$980 (\$490), \_\_\_\_ \$1,530 (\$765), \_\_\_\_ \$2,080.00 (\$1,040.00) is due and paid herewith.
- ☐ The fee of \$ \_\_\_\_ set by 37 C.F.R § 1.17(p) for the Information Disclosure Statement is due and paid herewith.
- ☐ A check in the amount of \$ \_\_\_\_ is attached.
- ☒ Please charge any additional fees or credit any overpayment to Deposit Account No. 03-3125.

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7217/71166 *AB*

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I hereby certify that this paper is being deposited this date with the U.S. Postal Service in first class mail addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

*Jay H. Maioli*  
Jay H. Maioli  
Reg. No. 27,213

Date  
June 28, 2005

June 28, 2005  
1185 Avenue of the Americas  
New York, NY 10036  
(212) 278-0400

PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to the initial examination of the above-identified application, Applicant respectfully requests that the application be amended as follows.

Amendments to the Abstract begin on page 3 of this Amendment.

Amendments to the claims are reflected in the listing of claims that begins on page 4 of this Amendment.

7217/71166

The Remarks portion begins on page 9 of this Amendment.